

# EDITOR'S NOTE

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No. 84-1069-CFX  
Status: GRANTED

Title: Florida Public Service Commission, Petitioner  
v.  
Federal Communications Commission, et al.

Docketed:  
January 2, 1985

Court: United States Court of Appeals  
for the Fourth Circuit

Side:  
84-1054  
84-889  
84-871

Counsel for petitioner: Bilenky, William S., Kerr, Janice E.,  
Lark Jr., Ramon E., Elrod III, W. W., Shifman, Joel B.

Counsel for respondent: Solicitor General, Tongren, Robert  
S., Boudin, Michael, Fontham, Michael R.,  
Shreve, Robert J., Hamm, Steven W., Rodgers  
Jr., William P., Schur, Steven M., Manning, Mary Jo,  
Kramer, Albert H., Ciancia, James J., McG.  
Rose, Donald, Hill, Carolyn C., Kerr, Janice E.

Entry	Date	Note	Proceedings and Orders
1	Jan 2 1985	G	Petition for writ of certiorari filed.
2	Jan 22 1985		Order extending time to file a single joint response or multiple responses to the petition until February 15, 1985.
3	Jan 22 1985		
5	Feb 13 1985		Order extending time to file response to petition until March 3, 1985.
6	Feb 13 1985		Above extension is for all private respondents.
8	Feb 14 1985		Order extending time to file response to petition until March 16, 1985.
9	Feb 14 1985		Above extension is for the Solicitor General.
10	Feb 16 1985		Waiver of right of respondent Consumer Advocate of S.C. to respond filed.
11	Feb 27 1985		Order further extending time to file response to petition until March 18, 1985.
12	Feb 27 1985		Above extension is for all respondents.
13	Mar 18 1985		Brief of respondents GTE Service Corp., et al. in opposition filed. VIDE.
14	Mar 19 1985		Brief of respondents FCC, et al. in opposition filed. VIDE.
15	Mar 18 1985		Brief of respondents AT&T, et al. in opposition filed. VIDE.
16	Apr 8 1985		Reply brief of petitioner FL Pub. Serv. Comm. filed.
17	May 28 1985		DISTIBUTED. June 13, 1985
19	Jun 14 1985		REDISTRIBUTED. June 20, 1985
20	Jun 24 1985		Petition GRANTED. The case is consolidated with No. 84-871, Louisiana Public Service Commission v. Federal Communications Commission; No. 84-889, California v. Federal Communications Commission; and No. 84-1054, Public Utilities Commission of Ohio v. Federal Communications Commission and a total of one hour is allotted for oral argument. The cases are set for oral argument in tandem with No. 84-1362, Public Service Commission of Maryland v. Chesapeake and Potomac Telephone Company of Maryland. Justice Powell and Justice O'Connor took no part in the consideration or

Entry	Date	Note	Proceedings and Orders
			decision of this order. *****
22	Jul 3 1985		Order extending time to file brief of petitioner on the merits until September 9, 1985.
23	Jul 3 1985		Above extension is also for filing the joint appendix.
24	Sep 9 1985		Brief amicus curiae of Maine, et al. filed. VIDE.
25	Sep 9 1985	G	Motion of Telephone Ratepayers Association for Cost-based and Equitable Rates for leave to file a brief as amicus curiae filed.
26	Sep 6 1985		Brief amicus curiae of Alabama, et al. filed. VIDE.
27	Sep 9 1985		Brief amicus curiae of Natl. Conference of State Legislatures filed. VIDE.
28	Sep 9 1985		Brief of petitioners California, et al. filed. VIDE.
29	Sep 9 1985		Brief of petitioners LA and FL Public Service Comms. and Ohio PUC filed. VIDE.
30	Sep 9 1985		Brief amicus curiae of Louisiana, et al. filed. VIDE.
31	Sep 16 1985		Joint appendix filed. VIDE.
32	Oct 7 1985		Motion of Telephone Ratepayers Association for Cost-based and GRANTED. Justice Powell and Justice O'Connor OUT.
33	Oct 9 1985		Brief amicus curiae of MCI Telecommunications Corp. filed. VIDE.
35	Oct 10 1985		Order extending time to file brief of respondent on the merits until November 12, 1985.
36	Nov 4 1985	G	Motion of the Solicitor General for divided argument filed.
38	Oct 12 1985		Brief amicus curiae of United States Telephone Association filed.
39	Nov 12 1985		Brief of Listed Private Respondents filed. VIDE.
40	Nov 12 1985		Brief of respondents FCC, et al. filed. VIDE.
41	Nov 12 1985		Brief of respondents GTE Service Corp., et al. filed. VIDE.
42	Nov 19 1985		CIRCULATED.
43	Nov 21 1985		SET FOR ARGUMENT, Monday, January 13, 1986. (3rd case).
44	Dec 2 1985		Motion of the Solicitor General for divided argument GRANTED. Justice Powell and Justice O'Connor OUT.
45	Dec 5 1985		Record filed.
46	Dec 5 1985		Certified copy of original record on appeal and C.A. proceedings, 4 volumes, received.
47	Dec 17 1985		Reply brief of petitioner CA and CA PUC filed. VIDE.
48	Dec 21 1985	X	Reply brief of petitioner LA Pub. Serv. Comm. filed. VIDE.
49	Dec 27 1985	X	Reply brief of petitioner Florida Public Service Commission filed. VIDE.
50	Jan 13 1986		ARGUED.